

**SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD**  
**December 18-22, 2000**

Date Issued	Type of Case(1)	Proceeding or Appn. No.	Party or Parties	TTAB Panel(2)	Issue	TTAB Decision	Opposer's or Petitioner's Mark and Goods or Services	Applicant's or Respondent's Mark and Goods or Services	Mark and Goods Cited by Examining Attorney	Examining Attorney	Citable as Precedent of TTAB
12-18	EX	75/455,906	Theodore R. Box	Seeherman* Bottorff Rogers	2(d)	Refusal Affirmed		"SONIC MEDICINE" [musical sound recordings]	"MEDICINE" [entertainment services, namely, live musical performances by a musical group]	Tingley	No
12-19	EX EX	75/481,908 75/454,697	Johnson & Johnson	Hohein Wendel Bucher*	Section 6 disclaimer requirement (of the word "POWER-BRUSH")	Refusal Affirmed (as to both applications)		"REACH POWERBRUSH" and "POWERBRUSH" (and design) [both marks for battery-operated toothbrush]		Thomas	No
12-19	EX	75/027,373	Hickory Hill Lakes, Inc.	Simms Seeherman* Rogers	whether applicant's specimens show use of the mark it seeks to register	Refusal Reversed		"HICKORY HILL LAKES U.S.A." [entertainment services, namely, conducting band competitions]		Foster	No
12-19	EX	75/481,602	Karl V. J. Fluck, III	Simms Seeherman* Hohein	2(e)(1)	Refusal Affirmed		"CANDY BOW" [decorative ribbon in the form of a bow having small gift-type items, in the nature of candy and other edibles, attached]		Engel	No
12-19	EX	75/516,973	Osiris Therapeutics, Inc.	Seeherman Quinn* Wendel	2(e)(1)	Refusal Affirmed		"ALLOGEN" [allogenic human mesenchymal stem cells for medical therapy, namely, for use in conjunction with transplantation of tissues and solid organs]		Mandir	No

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12-19	EX	75/500,144	Anchor Distributors	Simms Seeherman* Holtzman	2(d)	Refusal Affirmed		"ANCHOR DISTRIBUTORS" (and design) [wholesale distributorship services featuring books and bookstore products]	"ANCHOR BOOKS" (and design) [fiction and non-fiction books on a variety of subjects]	Thompson	No
12-19	EX	75/408,277	Triada, Ltd.	Hohein Bucher* Bottorff	2(d)	Refusal Affirmed		"ATHENA—GUIDING THE ANALYST TO WISDOM" (and design) [computer software for use in data management in the fields of information analysis and interpretation; and computer hardware for use in information analysis and interpretation]	"ATHENA" [computer programs and instruction manuals sold therewith, which collectively provide a set of integrated network services, namely, user authentication, file service, name service, messaging service, mail service, network management service, and print services]	Baird	No
12-19	EX	75/589,320	The Mentholum Company	Hanak Quinn Bucher*	2(d)	Refusal Reversed		"STOP IT COLD" [vitamin supplements in beverage form]	"STOPS PAIN COLD" [pain relieving gel]	Hammond	No
12-19	EX	75/456,352	Clairtex Corp.	Seeherman* Wendel Rogers	2(d)	Refusal Reversed		"BLR" [slacks, trousers, shirts, blouses, dresses, shorts, sweaters, tops, underpants, bras, socks, suits, hats, and bathing suits]	"BL-R NYC" (in stylized lettering) [scarves, wraps, capes, and pocket squares]	Oslick	No

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12-19	OPP OPP	105,453 105,667	Levi Strauss & Co. v. Vivat Holdings PLC	Chapman* Holtzman Rogers	2(d)	Opposition Sustained (in both cases)	"arcuate" design marks applied to the pockets of opposer's goods [jeans, trousers, pants, shorts, etc.]	two marks in the form of abstract designs [ <i>both marks for</i> clothing, namely, slacks, trousers, shorts, jeans, etc.]			No
12-22	CANC (SJ)	27,236	Auto Wax Company, Inc. v. Leon Husisian	Chapman Wendel Bucher [Opinion "By the Board" (Skoro)]	2(d)	Petition to Cancel Granted (petitioner's motion for summary judgment granted)	"AUTO-MAGIC" [auto waxes and polishes and other car care products]	"AUTO MAGIC CAR WASH" (and design) [vehicle washing and cleaning services]			No
12-22	EX	75/507,347	On-Site Trading, Inc.	Simms* Seeherman Bottorff	2(e)(1)	Refusal Affirmed		"ON-SITE TRADER" [providing access to a computer network on which securities transactions can be carried out by consumers]		Battle	No
12-22	EX	75/324,462	Erretre S.R.L.	Simms Cissel Walters*	2(e)(1)	Refusal Affirmed		"CHEMICAL MILLING" [chemical preparations for use in the processing of leather; colorants for use in the processing of leather; greases for use in the processing of leather; machines for use in the dry processing of leather; climatic controls to control the microclimate inside machines for the processing of leather]		Chicoski	No

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12-22	EX	75/456,123	Cargill, Inc.	Cissel Seeherman* Holtzman	2(d)	Refusal Affirmed		"CARMELYX" [livestock feed supplement]	"CARMILAX" [rumen stimulant-mild laxative-carminative-antacid, used in veterinary medicine]	T. Lee	No
12-22	EX	75/380,390	Commercial Turf Products, Ltd.	Simms Hairston Walters*	2(e)(1)	Refusal Affirmed		"COMMERCIAL TURF PRODUCTS" [commercial lawn and garden tractors]		Otte	No
12-22	OPP	103,683	Emhart Industries, Inc. v. Unimation, Inc.	Cissel Walters Holtzman*	2(d)	Opposition Sustained	"ULTRASERT" [metal inserts or fasteners used for affixing plastic components to one another]	"ULTRASERT" [plastic weldable fastener]			No

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